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OFFICE OF PETITIONS

In re Patent No. 6,893,638 :
Issue Date: May 17, 2005 :
Application No. 09/758,173 :
Filed: January 12, 2001 :
Attorney Docket No. 037003-0276603 :

ON PETITION

This is a decision on the petition under 37 CFR 1.183, filed June 9, 2005, and supplemented on June 10, 2005, which is being treated as a petition under 37 CFR 3.81(b)¹ to accept the correction of the assignee on the front page of the above-identified patent.

The petition is dismissed.

Petitioner requests issuance of a certificate of correction in the name of "Biogen Idec Inc., Cambridge, MA." However, Office PALM computer database assignment records reflect that the city and state name of the assignee sought by the certificate of correction was recorded as San Diego, California. Accordingly, if reconsideration of this decision is requested, petitioner must supply either the reel and frame number where the recorded assignment appears or supply a copy of the recorded assignment. If the assignment was not recorded, or submitted for recordation, prior to issuance of this patent, a certificate of correction would not be in order. Note MPEP Section 307.

However, it would be appropriate to grant the instant petition to reflect the assignee data as Biogen Idec Inc., San Diego, CA, on the front page of the Letters Patent. Accordingly, if petitioner desires to have the assignee data corrected on the front page of the Letters Patent, petitioner should submit a request for reconsideration under 37 CFR 3.81(b), along with a request for a Certificate of Correction and PTO Form 1050.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop PETITIONS
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¹ See Official Gazette of June 22, 2004

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